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Attorneys for Plaintiffs
 CORY SPENCER, DIANA MILENA REED,
 and COASTAL PROTECTION RANGERS, INC.

UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

CORY SPENCER, et al.,)	Case No.: 2:16-cv-02129-SJO (RAOx)
)	
Plaintiff,)	STIPULATED ORDER TO RELEASE CELL
)	PHONE
)	
)	Hon. Rozella A. Oliver
vs.)	
)	
LUNADA BAY BOYS, et al.)	Complaint Filed: March 29, 2016
)	Trial Date: November 7, 2017
Defendants)	
)	

1 1. RECITALS.

2
3 In February 2017, Plaintiff Cory Spencer served a
4 First Request for Production of Documents on Defendant
5 Michael Papayans. Mr. Papayans responded on March 20,
6 2017. On April 7, 2017, Plaintiffs requested to meet
7 with Mr. Papayan's attorney, Peter Haven, in a good
8 faith effort to eliminate or narrow the issues raised
9 in the responses. (See, L.R. 37-1 and Fed. R. Civ. P.
10 37(a)(2)(A), (B)).
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12

13
14 On April 17, 2017, Mr. Otten met with Mr. Haven at
15 Otten Law, PC. During the meet and confer, Mr. Haven
16 informed Mr. Otten that his client could not provide
17 certain information because his client's cell phone had
18 been seized by the Los Angeles Police Department
19 pursuant to a search warrant in an unrelated matter.
20
21 Mr. Haven agreed to produce paper copies of available
22 relevant cell phone bills. On May 15, 2017, Mr. Haven
23 produced redacted copies of paper invoices marked
24 "HIGHLY CONFIDENTIAL - ATTORNEYS EYES ONLY" for the
25
26
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1 billing period from approximately October 2015 until
2 May 2016. It is the Plaintiffs' position that they are
3 entitled to electronic copies of information on the
4 phone, and not just paper bills.
5

6
7 On April 27, 2017, Mr. Otten met with Michele
8 Hanisee, the attorney handling the Papayans case for
9 the Los Angeles District Attorney's Office. Mr. Otten
10 explained to Ms. Hanisee that the Plaintiffs needed the
11 contents of Mr. Papayans' cell phone for a civil case
12 and inquired how that could be arranged. Ms. Hanisee
13 said that the phone was in the possession of the Los
14 Angeles Police Department but can be released to a
15 vendor for examination pursuant to a court order. The
16 cell phone is part of the investigation file DR #15-
17 1100891. The phone is evidence item 16.
18
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22 Mr. Otten subsequently informed Mr. Haven what he
23 learned from his meeting with Ms. Hanisee.
24

25 2. STIPULATION.

26 IT IS HEREBY STIPULATED THAT that:
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28

1 1. Mr. Papayans' cell phone can be released
2 by the Los Angeles Police Department to Meridian
3
4 Discovery, care of Arman Gungor (hereafter "Meridian").¹

5 2. Within 2 business days of execution of
6 this Stipulation, Mr. Papayans will retain Meridian
7
8 located at 611 Wilshire Blvd, Ste 315, Los Angeles, CA
9
10 90017 to conduct a forensic investigation of the data
11 on the phone. Mr. Papayans agrees to cooperate as
12 necessary with Meridian with respect to passwords.
13
14 Defendant Papayans will pay the cost of the forensic
15 examination and subsequent production.

16 3. Meridian is to forensically extract all
17
18 available data from Mr. Papayans' phone including,
19
20 without limitation:

- 21 - Call History (including voice mail)
- 22 - Text Message History
- 23 - Email history
- 24 - Photos & Videos
- 25 - Contacts & Calendar
- 26
- 27

28 ¹www.meridiandiscovery.com

- 1 - Maps
- 2 - Notes
- 3
- 4 - Web history
- 5 - Geolocation (GPS/Cell Tower) data.
- 6

7 The information extracted should include date and
8 time stamps, to the extent available, as well as any
9 other forensic information that can be attributed to
10 each item.

11

12 4. Text Message history should include both
13 SMS and MMS text as well as any other messaging
14 applications found on the phone. Data should include
15 active content as well as deleted but recoverable
16 content. In addition to call activity, server and
17 other connection logs including backup logs should be
18 extracted to the extent available.

19

20 5. Once preservation is complete, using
21 parameters and instructions agreed upon by the parties
22 and provided to Meridian by Mr. Haven, Meridian will
23 perform search and filtering to locate potentially
24

documents will be provided to Mr. Haven for review.

6. Upon receipt of the information from Meridian, Mr. Haven and his client shall have 5 days to review the information, assert any appropriate objections and/or any appropriate "CONFIDENTIAL" designation under the Protective Order, and produce non-objectionable data or documents that are responsive to the Request for Production of Documents.

7. Upon completion, Meridian shall return the phone to the Los Angeles Police Department.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

DATED: July 3, 2017

OTTEN LAW, PC

By: /s/ Victor Otten
VICTOR OTTEN
KAVITA TEKCHANDANI
Attorneys for Plaintiffs
CORY SPENCER, DIAN MILENA
REED, and COASTAL
PROTECTION RANGERS, INC.

1
2 DATED: July 3, 2017

HAVEN LAW

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6 By: /s/ Peter T. Haven
7 PETER T. HAVEN
8 Attorneys for Defendant
9 MICHAEL RAY PAPAYANS
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